

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a putrid substance (putrid fish).

**DISPOSITION:** April 5, 1948. Default decree of condemnation and destruction.

**12905. Adulteration of frozen ling fillets. U. S. v. 148 Boxes, etc. (F. D. C. No. 24377. Sample No. 3648-K.)**

**LIBEL FILED:** March 10, 1948, District of Maryland.

**ALLEGED SHIPMENT:** On or about February 13, 1948, by the Del Bay Sea Foods Co., Inc., from Lewes, Del.

**PRODUCT:** 214 15-pound boxes of frozen ling fillets at Baltimore, Md.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a putrid substance (putrid fish).

**DISPOSITION:** April 12, 1948. Default decree of condemnation and destruction.

**12906. Adulteration of frozen rosefish fillets. U. S. v. 1,341 Cartons \* \* \*. (F. D. C. No. 23383. Sample No. 15562-H.)**

**LIBEL FILED:** August 4, 1947, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about July 3, 1947, by the North Atlantic Fish Co., from Gloucester, Mass.

**PRODUCT:** 1,341 cartons, each containing 10 pounds, of frozen rosefish fillets at Chicago, Ill.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of parasites.

**DISPOSITION:** October 13, 1947. The North Atlantic Fish Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for segregation and denaturing of the unfit portion, under the supervision of the Federal Security Agency. The amount seized was 1,499 cartons, and the segregation operations resulted in the classification of 218 cartons as unfit.

**12907. Adulteration of frozen sardines. U. S. v. 953 Pounds \* \* \*. (F. D. C. No. 23716. Sample No. 8703-K.)**

**LIBEL FILED:** September 24, 1947, Southern District of New York.

**ALLEGED SHIPMENT:** On or about August 28, 1947, by Tony Cugnato, from Gloucester, Mass.

**PRODUCT:** 953 pounds of frozen sardines at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (5), the article was in whole or in part the product of a diseased animal.

**DISPOSITION:** March 25, 1948. Default decree of condemnation and destruction.

**12908. Adulteration of crab meat. U. S. v. United Sea Food Co. Plea of nolo contendere. Fine, \$250. (F. D. C. No. 21490. Sample Nos. 776-H, 777-H, 1520-H, 54531-H, 54549-H.)**

**INFORMATION FILED:** December 27, 1946, Northern District of Florida, against the United Sea Food Co., a partnership, Apalachicola, Fla.

**ALLEGED SHIPMENT:** On or about June 20, 1945, and June 10, 11, and 18, 1946, from the State of Florida into the States of New York, Maryland, and Pennsylvania.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of fecal *Escherichia coli*; and, Section 402 (a) (4), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** April 7, 1947. A plea of nolo contendere having been entered, the court imposed a fine of \$250.

**12909. Adulteration of crab meat. U. S. v. 112 Cans \* \* \*. (F. D. C. No. 24391. Sample No. 2220-K.)**

**LIBEL FILED:** March 18, 1948, District of Maryland.

**ALLEGED SHIPMENT:** On or about March 1, 1948, by the Graham Sea Food Co., from Coden, Ala.

**PRODUCT:** 112 1-pound cans of crab meat at Baltimore, Md.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a decomposed substance by reason of the presence of decomposed crab meat.

DISPOSITION: April 21, 1948. Default decree of condemnation and destruction.

**12910. Misbranding of canned shrimp. U. S. v. L. Lopez' Sons, a partnership, and John B. Lopez and Florian S. Lopez. Pleas of nolo contendere. Partnership fined \$100; individual defendants each fined \$50. (F. D. C. No. 23210. Sample Nos. 41962-H, 64227-H.)**

INFORMATION FILED: August 28, 1947, Eastern District of Louisiana, against L. Lopez' Sons, Phoenix, La., and John B. Lopez and Florian S. Lopez, partners.

ALLEGED SHIPMENT: On or about September 5 and 18, 1946, from the State of Louisiana into the States of Virginia and New York.

LABEL, IN PART: "Lopez Brand Drained Weight 7 Oz. Wet Pack Large Shrimp."

NATURE OF CHARGE: Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents, since the drained weight of the product was less than the labeled weight of 7 ounces. Further misbranding, Section 403 (h) (2), the product failed to conform to the standard of fill of container for canned wet pack shrimp in non-transparent containers, since the cut-out weight of the shrimp taken from each can was less than 64 percent of the water capacity of the container, and the label failed to bear the substandard legend.

DISPOSITION: February 12, 1948. Pleas of nolo contendere having been entered, the partnership was fined \$100 and the individual defendants were each fined \$50.

#### SEA FOOD PRODUCTS

**12911. Adulteration and misbranding of crab cocktail. U. S. v. 24 Cases \* \* \*. (F. D. C. No. 20241. Sample No. 5384-H.)**

LABEL FILED: On or about June 13, 1946, District of New Jersey.

ALLEGED SHIPMENT: On or about April 29 and 30, 1946, by Holland's Frosted Foods, from Sacramento, Calif.

PRODUCT: 24 cases, each containing 72 cups, of crab cocktail at Camden, N. J. Examination showed that the product was short-weight and that it contained not more than 20 percent of crab meat.

LABEL, IN PART: "Holland's Brand Crab Cocktail Ingredients: Crab Meat, Tomato Catsup \* \* \* 4 Oz."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product consisting largely of tomato sauce with about 20 percent crab meat had been substituted for crab cocktail.

Misbranding, Section 403 (e) (2), the product failed to bear a label containing an accurate statement of the quantity of the contents.

DISPOSITION: July 16, 1946. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a charitable institution.

**12912. Adulteration of crab meat cocktail. U. S. v. 9 Cases \* \* \*. (F. D. C. No. 21812. Sample No. 52202-H.)**

LABEL FILED: December 2, 1946, District of Minnesota.

ALLEGED SHIPMENT: On or about May 29, 1946, by the John Inglis Co., from Stockton, Calif.

PRODUCT: 9 cases, each containing 32 packages of 6 3-ounce cartons, of crab meat cocktail at Minneapolis, Minn.

LABEL, IN PART: "Snow Boy Brand Crab Meat Cocktail \* \* \* Produced by Frozen Cooked Foods Co. Oakland, Calif."

NATURE OF CHARGE: Adulteration, Section 402 (b) (2), a product consisting largely of tomato sauce and condiments, with about 25 percent of crab meat, had been substituted for crab meat cocktail.

DISPOSITION: March 27, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.